



Journal of the House

State of Indiana

112th General Assembly

Second Regular Session

Nineteenth Meeting Day

Monday Afternoon

February 11, 2002

The House convened at 1:00 p.m. with the Speaker in the Chair.

The invocation was offered by Pastor Steven Ahlersmeyer, St. Peter's Lutheran Church, Fort Wayne, the guest of Representative Randy L. Borrer.

The Pledge of Allegiance to the Flag was led by Representative Michael A. Dvorak.

The Speaker ordered the roll of the House to be called:

T. Adams ☐	Hoffman
Aguilera	Kersey
Alderman	Klinker ☐
Atterholt	Kromkowski ☐
Avery	Kruse
Ayres	Kruzan
Bardon	Kuzman
Bauer	Lawson
Becker	Leuck
Behning	Liggett
Bischoff	J. Lutz
Bodiker	Lytle
Borrer	Mahern
Bosma	Mangus
Bottorff	McClain
C. Brown	Mock
T. Brown	Moses
Buck	Munson ☐
Budak	Murphy
Buell	Noe
Burton	Oxley
Cheney	Pelath
Cherry	Pond
Cochran	Porter
Cook	Reske
Crawford	Richardson
Crooks ☐	Ripley
Crosby	Robertson
Day	Ruppel ☐
Denbo	Saunders
Dickinson	Scholer
Dillon	M. Smith
Dobis ☐	V. Smith
Dumezich ☐	Steele ☐
Duncan	Stevenson
Dvorak	Stilwell
Espich	Sturtz ☐
Foley	Summers
Frenz	Thompson
Friend	Tincher
Frizzell	Torr
Fry ☐	Turner
GiaQuinta	Ulmer
Goodin	Weinzapfel
Grubb	Welch
Harris	Whetstone
Hasler	Wolkins
Herndon	D. Young
Herrell	Yount
Hinkle	Mr. Speaker

Roll Call 183: 89 present; 10 excused; 1 absent. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused and ☐ indicates those who were absent.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Thursday, February 14, 2002, at 10:00 a.m.

GOODIN

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bills 15, 18, 19, 29, 33, 43, 57, 73, 77, 86, 89, 139, 144, 153, 158, 178, 180, 207, 228, 240, 249, 252, 259, 263, 293, 294, 300, 329, 357, 360, 365, 371, 374, 380, 381, 394, 411, 412, 415, 417, 426, 439, 441, 443, 458, 461, 466, 486, 487, 488, 491, 501, 504, 506, 507, 508, 509, 513, 516, 517, 518, and 528 and the same are herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Joint Resolutions 3, 4, and 14 and the same are herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 18

Representatives Tincher, Kersey, Gregg, Crosby, and Grubb introduced House Concurrent Resolution 18:

A CONCURRENT RESOLUTION honoring Rose-Hulman Institute of Technology, Terre Haute, Indiana.

Whereas, Rose-Hulman Institute of Technology, Terre Haute, Indiana, has long been considered one of the top undergraduate engineering, science, and math colleges in the nation;

Whereas, The faculty at Rose-Hulman Institute of Technology have been carefully selected for their teaching ability in their area of expertise, and 99 percent of the professors have Ph.D. degrees;

Whereas, The outstanding facilities at Rose-Hulman Institute of Technology promote the philosophy of a hands-on education that is advocated at this outstanding educational facility;

Whereas, Based on a survey conducted by the U.S. News & World Report, Rose-Hulman Institute of Technology for the third consecutive year has been ranked as the nation's best college among schools that offer the bachelor's or master's as their highest degree in engineering;

Whereas, For the second consecutive year, all five of Rose-Hulman's engineering programs—chemical, civil, electrical, computer, and mechanical—have been ranked number 1 by the U.S. News & World Report;

Whereas, The higher education officials that responded to the U.S. News & World Report survey rating the academic quality of institutions with a mark ranging from 1 (marginal) to 5 (distinguished) rated Rose-Hulman 4.5;

Whereas, In addition to the national recognition given to Rose-Hulman Institute of Technology by the U.S. News & World Report survey, the Institute is a three-time winner of the State of

Indiana Quality Improvement Award; was selected as one of the nation's five best colleges or universities where students receive a high level of individual attention from faculty according to a national survey of high school guidance counselors; and has ten faculty members who have received the prestigious Fulbright Fellowship to enhance international education;

Whereas, Rose-Hulman Institute of Technology has also been recognized in these outstanding publications: The Best Buys in College Education, The Fiske Guide to Colleges, Peterson's Competitive Colleges, Barron's Guide to the Most Prestigious Colleges, The Princeton Review's The Best 310 Colleges, and Kaplan/Newsweek College Guide;

Whereas, Rose-Hulman Institute of Technology attracts many of the best students throughout the nation with 94% of the student body ranked in the top 20% of their high school classes, 20% ranked either first, second, or third in their high school graduating classes, and 36% are first generation college students;

Whereas, Admission into Rose-Hulman Institute of Technology is extremely competitive with more than 3,000 applications for the 385-member freshman class; and

Whereas, Rose-Hulman Institute of Technology President, Samuel Hulbert, who has been recognized nationally for his leadership, vision, and contributions to the field of biomedical engineering, credited the high level of the school's national reputation to the "quality of people, programs, and the successes of our alumni": Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana,
the Senate concurring:*

SECTION 1. That the Indiana General Assembly wishes to congratulate the administration, faculty, and students of Rose-Hulman Institute of Technology on the academic accomplishments of their fine institution and their distinguished alumni and students and to encourage them to continue to strive for excellence in the future.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to President Samuel F. Hulbert.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Blade, Waterman, and Bray.

House Concurrent Resolution 30

Representatives Bottorff, Cochran, Whetstone, Saunders, Murphy, and Robertson introduced House Concurrent Resolution 30:

A CONCURRENT RESOLUTION urging the people of Indiana to participate in the Lewis and Clark Bicentennial and recognize the importance of properly commemorating Indiana's role in the expedition.

Whereas, In October 1803, Meriwether Lewis and William Clark first came together at the Falls of the Ohio in Clarksville, Indiana, to plan and prepare for their expedition west;

Whereas, The Corps of Discovery was born at the Falls of the Ohio when Lewis and Clark selected the first members of the expedition and enlisted them in the army during a ceremony witnessed by General George Rogers Clark;

Whereas, The Corps of Discovery departed for the West from Clarksville, Indiana, on October 26, 1803;

Whereas, On July 13, 2001, the National Park Service certified the Falls of the Ohio State Park as an official Lewis and Clark site associated with the Lewis and Clark National Historic Trail;

Whereas, The National Council of the Lewis and Clark Bicentennial has designated the Falls of the Ohio State Park to host a "National Signature Event" in October 2003, to commemorate the bicentennial of the important events that occurred there;

Whereas, No monument exists to mark this historic location or educate visitors about its importance;

Whereas, The people of Indiana are working to construct a Lewis and Clark Plaza for the bicentennial that will commemorate the activities of the Corps of Discovery in Indiana; and

Whereas, The Lewis and Clark Plaza will boost the economic development of southern Indiana by providing a tourist destination for people retracing the steps of the Corps of Discovery and leave a lasting legacy of the bicentennial for future generations: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana,
the Senate concurring:*

SECTION 1. That the Indiana General Assembly encourages the people of Indiana to participate in the bicentennial of the Lewis and Clark Expedition and commemorate Indiana's important role in this historic event.

SECTION 2. That the Indiana general assembly recognizes the importance of establishing a fitting monument to the Lewis and Clark Expedition at the Falls of the Ohio State Park to properly mark the spot where the Corps of Discovery was born and departed for the West.

SECTION 3. That the principal clerk of the house of representatives transmit a copy of this resolution to the National Council of the Lewis and Clark Bicentennial and the Indiana Lewis and Clark Bicentennial Commission.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Merritt, Lewis, R. Young, and Sipes.

House Concurrent Resolution 33

Representative Avery introduced House Concurrent Resolution 33:

A CONCURRENT RESOLUTION urging the Governor of the state of Indiana to establish the Indiana Commission for the Abraham Lincoln Bicentennial.

Whereas, The 200th anniversary of the birth of Abraham Lincoln will occur in 2009;

Whereas, On February 25, 2000, President Clinton signed into law the Abraham Lincoln Bicentennial Commission Act, establishing a 15 member commission to determine how the nation should celebrate the 200th anniversary of Lincoln's birth;

Whereas, The governors of Indiana, Illinois, and Kentucky were also asked to recommend one commission member from each state;

Whereas, Members of the Abraham Lincoln Bicentennial Commission have expressed a desire for the states of Indiana, Illinois, and Kentucky to create state commissions to plan projects and activities in recognition of this occasion;

Whereas, Abraham Lincoln has many ties to the state of Indiana;

Whereas, The values of the citizens of Southern Indiana helped to create the values that guided Abraham Lincoln throughout his life;

Whereas, Abraham Lincoln spent 14 years, from December 1816 through March 1830 in Southern Indiana near the town of Little Pigeon Creek;

Whereas, The Lincoln Boyhood National Memorial is in Lincoln City, Indiana;

Whereas, Abraham Lincoln's beloved mother, Nancy Hanks Lincoln, died in October 1818 while the family lived in Indiana; and

Whereas, Abraham Lincoln is universally regarded as one of the greatest presidents ever; therefore, it is fitting that the state of Indiana establish a commission to plan activities to commemorate the 200th anniversary of the birth of Abraham Lincoln: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana,
the Senate concurring:*

SECTION 1. That the Indiana General Assembly urges the governor of the state of Indiana to establish the Indiana Commission for the Abraham Lincoln Bicentennial to plan projects and activities

in recognition of the 200th anniversary of the birth of Abraham Lincoln.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the governor of the state of Indiana and to Darrel E. Bigham, member of the Abraham Lincoln Bicentennial Commission.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Long and R. Young.

House Concurrent Resolution 34

Representative Avery introduced House Concurrent Resolution 34:

A CONCURRENT RESOLUTION urging the Indiana department of transportation to issue a Lincoln themed license plate in 2009.

Whereas, In 2009 the nation will celebrate the 200th anniversary of the birth of Abraham Lincoln;

Whereas, Abraham Lincoln has many ties to the state of Indiana;

Whereas, The issuance of an "Indiana—Lincoln's Boyhood Home" license plate would serve as a daily reminder of the great debt we owe to the man who saved the Union;

Whereas, The issuance of a Lincoln themed license plate could also be used to help Indiana celebrate the sesquicentennial of the Civil War in 2011-2015 and, in 2016, the bicentennial of the admittance of Indiana into the Union; and

Whereas, The issuance of a Lincoln themed license plate is a fitting remembrance of a man recognized as one of the greatest presidents ever: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana,
the Senate concurring:*

SECTION 1. That the Indiana General Assembly wishes to urge the commissioner of the Indiana department of transportation to issue a Lincoln themed license plate in 2009 in honor of the 200th anniversary of the birth of Abraham Lincoln.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this legislation to the commissioner of the Indiana department of transportation and to Darrel E. Bigham, member of the Abraham Lincoln Bicentennial Commission.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Long and R. Young.

House Resolution 14

Representative Cochran introduced House Resolution 14:

A RESOLUTION memorializing C. Alex Watkins.

Whereas, C. Alex Watkins served his community and his state honorably for many years;

Whereas, C. Alex Watkins served as sheriff of Floyd County from 1954 through 1962 and again from 1970 through 1978;

Whereas, C. Alex Watkins was a dedicated public servant who also served as clerk of the Floyd County Circuit Court from 1963 through 1966;

Whereas, During his tenure as sheriff of Floyd County, C. Alex Watkins instituted many innovations, including the establishment of the first uniformed sheriff's department, the first sheriff's radio, and the first identification markings on sheriff's department vehicles; and

Whereas, C. Alex Watkins was a caring man who was dedicated to helping others and touched the lives of many people, and he will be greatly missed: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives wishes to express its deepest sympathy to the family of C. Alex Watkins during their time of bereavement.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the family of C. Alex Watkins.

The resolution was read a first time and adopted by voice vote.

House Resolution 15

Representative Goodin introduced House Resolution 15:

A RESOLUTION recognizing the Indiana Sunshine Society.

Whereas, The Indiana Sunshine Society is celebrating 100 years of service to the state of Indiana;

Whereas, The Indiana Sunshine Society was first organized in 1900 by Anna Wilson, principal of Crawfordsville High School, Crawfordsville, Indiana;

Whereas, Anna Wilson felt that there was a need for a girls' organization that would bring cheer and sunshine to others and help set higher ideals for its members;

Whereas, Together with Crawfordsville High School senior Margaret Dice, Anna Wilson established a local chapter of the International Sunshine Society and set the initiation fee as a good act;

Whereas, After some discussion, the girls established an Indiana chapter of the Sunshine Society, whose goal it was to provide cheer to shut-ins, older people, and poor children. A large number of students responded to the proposed club and became members;

Whereas, The first year's work for this newly established chapter of the Sunshine Society was devoted to the children of the Mission Schools on the outskirts of Crawfordsville. Their work at the school included teaching on Sunday, instructing children in how to serve lunch and sew, and making toys for the children at Christmastime;

Whereas, Word of this newly established organization quickly spread throughout the state, and other schools became interested and started their own chapters;

Whereas, By 1921, there were 20 societies in Indiana, and the state began to hold annual conventions, a practice that continues to this day;

Whereas, The good work of the Sunshine Society continues today, and its purposes have been expanded to inspire high school girls to higher ideals, to spread sunshine and good cheer, to train girls for active citizenship by giving opportunities for active participation in the school, the church, the home, and the community, to train for leadership, to provide intelligent fellowship, and to unite the different societies in a common effort through Sunshine work; and

Whereas, The work of the Sunshine Society is recognized by Indiana and the entire country as beneficial for high school girls and should inspire pride in its members for the "happiness, good cheer, and higher ideals" they dispense: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives wishes to thank the members of the Indiana Sunshine Society for the many hours of service they have given the citizens of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Susann Gilbert, state chairperson.

The resolution was read a first time and adopted by voice vote.

House Resolution 16

Representatives C. Brown, Crosby, Hasler, Becker, Budak, Crawford, Welch, Dillon, and Borror introduced House Resolution 16:

A RESOLUTION recognizing March as Juvenile Arthritis Awareness and Prevention Month.

Whereas, Arthritis affects one million Hoosiers and is the leading cause of disability in the United States;

Whereas, Some forms of arthritis are preventable by reducing the incidence of injury;

Whereas, The Indiana chapter of the Arthritis Foundation supports research to find a cure for arthritis and improves lives through leadership in the prevention, control, and cure of arthritis and related diseases;

Whereas, The estimated economic impact of arthritis in the United States is \$65 billion per year; and

Whereas, The Center for Disease Control and Prevention estimates that there will be 60 million people with arthritis in the United States in the year 2020 as the "baby boom" generation ages: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives wishes to recognize March as Juvenile Arthritis Awareness and Prevention Month.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Arthritis Foundation of Indiana as an expression of the high regard in which they are held by the Indiana House of Representatives.

The resolution was read a first time and adopted by voice vote.

House Resolution 17

Representatives Budak, Welch, Becker, Crosby, Dickinson, Duncan, Klinker, L. Lawson, Leuck, Noe, Pond, Richardson, Scholer, and Summers introduced House Resolution 17:

A HOUSE RESOLUTION urging the Congress of the United States of America to fund missions, organizations, and commissions lead by Afghan women that work toward establishing the rights of Afghan women as equal participants in the Afghan society.

Whereas, The women of Afghanistan have for years been denied basic human rights, under a dictatorial and repressive governmental regime;

Whereas, Women were treated like slaves, with no ability to speak, work, study, travel, communicate, or even show their faces in public;

Whereas, The effect of this repression was devastating, resulting in depression, hopelessness, public execution, and suicide;

Whereas, This repressive regime has been toppled, and a new government has been formed, offering hope that women will once again be welcomed as full citizens in Afghanistan;

Whereas, An organized effort is needed to help the women of Afghanistan reclaim their rightful place in their society, and to help the new regime recognize the positive contributions that women will make toward the successful rebuilding of their country;

Whereas, The United States government has pledged support to Afghanistan as it rebuilds: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. The Indiana House of Representatives urges the Congress of the United States of America to fund missions, organizations, and commissions lead by Afghan women that work toward establishing the rights of Afghan women as equal participants in the Afghan society.

SECTION 2. That the Principal Clerk of the Indiana House of Representatives transmit a copy of this resolution to First Lady Laura Bush, the United States Congress and each member of the Indiana Congressional delegation.

The resolution was read a first time and adopted by voice vote.

INTRODUCTION OF BILLS

The following bills were read a first time by title and referred to the respective committees:

ESB 15 — Fry, M. Smith (Rules and Legislative Procedures)
A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

ESB 18 — Dvorak, Foley (Human Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

ESB 19 — Bauer, Burton (Ways and Means)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 29 — Stilwell, Fry, J. Lutz, Becker (Rules and Legislative Procedures)
A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

ESB 33 — Porter, Espich (Rules and Legislative Procedures)
A BILL FOR AN ACT to amend the Indiana Code concerning education.

ESB 43 — Lytle, Alderman (Agriculture, Natural Resources and Rural Development)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

ESB 57 — Kuzman, Foley (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning property.

ESB 71 — Weinzapfel, Whetstone (Labor and Employment)
A BILL FOR AN ACT to amend the Indiana Code concerning labor.

ESB 73 — Herrell, Budak (Ways and Means)
A BILL FOR AN ACT to amend the Indiana Code concerning state police, civil defense and military affairs.

ESB 77 — Sturtz, Foley (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning trusts and fiduciaries.

ESB 86 — Kruzan, Torr (Public Policy, Ethics and Veterans Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

ESB 89 — Denbo, Pond, Welch, Behning (Education)
A BILL FOR AN ACT to amend the Indiana Code concerning education.

ESB 139 — Crosby, Budak (Public Health)
A BILL FOR AN ACT to amend the Indiana Code concerning health.

ESB 144 — Reske, Foley (Public Policy, Ethics and Veterans Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

ESB 153 — Klinker, Wolkins (Insurance, Corporations and Small Business)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

ESB 158 — Bauer, Espich, C. Brown (Public Health)
A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

ESB 168 — Crooks (Public Policy, Ethics and Veterans Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

ESB 169 — Porter, Scholer (Education)
A BILL FOR AN ACT to amend the Indiana Code concerning education.

ESB 178 — Kuzman (Public Policy, Ethics and Veterans Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

ESB 180 — Sturtz (Judiciary)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

ESB 207 — Sturtz, Robertson, Goodin, Torr (Education)

A BILL FOR AN ACT to amend the Indiana Code concerning education and criminal history information.

ESB 225 — C. Brown, Frizzell (Public Health)

A BILL FOR AN ACT concerning health.

ESB 228 — C. Brown, Dillon (Public Health)

A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

ESB 233 — Bauer, Espich (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

ESB 240 — Lytle, Friend (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

ESB 243 — Hasler (Roads and Transportation)

A BILL FOR AN ACT to amend the Indiana Code concerning transportation.

ESB 249 — Hasler, Saunders (Local Government)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 252 — Weinzapfel, Foley (Judiciary)

A BILL FOR AN ACT to amend the Indiana Code concerning trusts and fiduciaries.

ESB 259 — Weinzapfel, Wolkins (Environmental Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

ESB 263 — Kuzman, Foley, Frenz (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

ESB 265 — C. Brown, Ayres (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 277 — Crooks, Ripley (Insurance, Corporations and Small Business)

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

ESB 283 — Weinzapfel, Wolkins (Environmental Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

ESB 293 — Whetstone, Herrell (Human Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

ESB 294 — Kruzan, Oxley, Kruse (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

ESB 300 — Goodin, Dvorak (Roads and Transportation)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

ESB 304 — C. Brown, Frizzell (Public Health)

A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

ESB 318 — Klinker, Pond (Local Government)

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

ESB 329 — Crooks (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

ESB 341 — Hinkle, Stevenson (Local Government)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

ESB 357 — Welch, Dumezich (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 359 — Dobis, M. Smith (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration and to make an appropriation.

ESB 360 — Goodin, Cherry (Judiciary)

A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

ESB 365 — Wolkins, GiaQuinta, Turner (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 371 — Welch, Buell (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

ESB 374 — Lytle, Goodin (Human Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning trade regulations; consumer sales and credit.

ESB 380 — Lytle, Scholer, Welch, Espich (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 381 — Grubb, Friend, McClain (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning health.

ESB 389 — Kersey, Frenz, Friend (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 391 — GiaQuinta, Moses, Pond, Dillon (Ways and Means)

A BILL FOR AN ACT concerning taxation.

ESB 394 — Hasler, Scholer, Liggett, M. Smith (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

ESB 403 — Stilwell, Richardson (Elections and Apportionment)

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

ESB 409 — Crooks, M. Smith (Insurance, Corporations and Small Business)

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

ESB 411 — Fry (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

ESB 412 — Mahern, M. Smith (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

ESB 415 — Bischoff, Thompson (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

ESB 416 — Crosby, M. Smith, McClain (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

ESB 417 — Lytle, Pond (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

ESB 426 — Dvorak, Day, Foley, Crawford, Klinker, D. Young (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

ESB 429 — Bauer, Espich (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

ESB 439 — Sturtz, Lytle, Cherry, Espich, D. Young, Turner, Wolkins, Mangus, Grubb (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

ESB 441 — Crooks (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

ESB 443 — Crooks, Torr (Insurance, Corporations and Small Business)

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

ESB 458 — Welch (Public Health)

A BILL FOR AN ACT to amend the Indiana Code concerning health.

ESB 461 — Herrell, Ripley, GiaQuinta, Borror (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning health.

ESB 466 — Whetstone, Bottorff (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to repeal a provision of the Indiana Code concerning local government.

ESB 486 — Cook, Noe (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning health.

ESB 487 — Welch, Dumezich, Frenz, Stevenson (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

ESB 488 — Tincer (Ways and Means)

A BILL FOR AN ACT to amend the Indiana Code concerning labor and industrial safety.

ESB 491 — Hasler, Yount (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

ESB 501 — Bauer, Espich (Rules and Legislative Procedures)

A BILL FOR AN ACT concerning education finance.

ESB 504 — Crawford, Becker (Public Health)

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

ESB 506 — Murphy, Crooks, Grubb (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

ESB 507 — L. Lawson, Richardson (Roads and Transportation)

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation

ESB 508 — Lytle, Pond (Agriculture, Natural Resources and Rural Development)

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

ESB 509 — Crawford, Budak (Human Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

ESB 513 — Lytle, Friend (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

ESB 516 — Kuzman, Whetstone (Public Policy, Ethics and Veterans Affairs)

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

ESB 517 — Crooks, Ripley (Insurance, Corporations and Small Business)

A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.

ESB 518 — Crosby (Rules and Legislative Procedures)

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

ESB 528 — C. Brown, V. Smith (Public Health)

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

INTRODUCTION OF JOINT RESOLUTIONS

The following joint resolutions were read a first time by title and referred to the respective committees:

ESJR 3 — Grubb, Bauer, Espich (Ways and Means)

A JOINT RESOLUTION proposing an amendment to Articles 10 and 13 of the Constitution of the State of Indiana concerning taxation.

Be it resolved by the General Assembly of the State of Indiana:

SECTION 1. The following amendment to the Constitution of the State of Indiana is proposed and agreed to by this, the One Hundred Twelfth General Assembly of the State of Indiana, and is referred to the next General Assembly for reconsideration and agreement.

SECTION 2. ARTICLE 10, SECTION 1 OF THE CONSTITUTION OF THE STATE OF INDIANA IS AMENDED TO READ AS FOLLOWS: Section 1. (a) The General Assembly shall ~~provide, by law, for a~~ **establish a system of uniform and equal valuation of all property, real and personal. An entity granted the authority by the General Assembly to levy a tax against property shall apply a uniform rate of property assessment and taxation, and shall prescribe regulations to secure a just valuation for taxation of all property, both real and personal. The General Assembly may exempt from property taxation any property in any of the following classes:**

(1) ~~Property being used for municipal, educational, literary, scientific, religious, or charitable purposes;~~

(2) ~~Tangible personal property other than property being held for sale in the ordinary course of a trade or business; property~~

being held, used, or consumed in connection with the production of income, or property being held as an investment;
~~(3) Intangible personal property;~~

~~(b) the General Assembly may exempt any motor vehicles, mobile homes, airplanes, boats, trailers, or similar property, provided that an excise tax in lieu of the property tax is substituted therefor, to all taxable property within its jurisdiction. The uniformity requirement shall not restrict the authority of the General Assembly to exercise its legislative power to enact exemptions, abatements, credits, deductions, and the like, in order to promote the public welfare.~~

ESJR 4 — Bauer, Espich, Grubb, Buck (Ways and Means)

A JOINT RESOLUTION proposing an amendment to Article 10 of the Constitution of the State of Indiana concerning taxation.

Be it resolved by the General Assembly of the State of Indiana:

SECTION 1. The following amendment to the Constitution of the State of Indiana is proposed and agreed to by this, the One Hundred Twelfth General Assembly of the State of Indiana, and is referred to the next General Assembly for reconsideration and agreement.

SECTION 2. ARTICLE 10, SECTION 1 OF THE CONSTITUTION OF THE STATE OF INDIANA IS AMENDED TO READ AS FOLLOWS: Section 1. (a) The General Assembly shall provide, by law, for a uniform and equal rate of property assessment and taxation and shall prescribe regulations to secure a just valuation for taxation of all property, both real and personal. The General Assembly may exempt from property taxation ~~any all or part of~~ the property in any of the following classes:

- (1) Property being used for municipal, educational, literary, scientific, religious or charitable purposes.
- (2) Tangible personal property. ~~other than property being held for sale in the ordinary course of a trade or business; property being held, used or consumed in connection with the production of income or property being held as an investment;~~
- (3) Intangible personal property.

(b) The General Assembly may exempt any motor vehicles, mobile homes, airplanes, boats, trailers or similar property, provided that an excise tax in lieu of the property tax is substituted therefor.

ESJR 14 — Frenz, Friend (Ways and Means)

A JOINT RESOLUTION proposing an amendment to Article 10, Section 1 of the Constitution of the State of Indiana concerning taxation.

Be it resolved by the General Assembly of the State of Indiana:

SECTION 1. The following amendment to the Constitution of the State of Indiana is proposed and agreed to by this, the One Hundred Twelfth General Assembly of the State of Indiana, and is referred to the next General Assembly for reconsideration and agreement.

SECTION 2. ARTICLE 10, SECTION 1 OF THE CONSTITUTION OF THE STATE OF INDIANA IS AMENDED TO READ AS FOLLOWS: Section 1. (a) The General Assembly shall provide, by law, for a uniform and equal rate of property assessment and taxation and shall prescribe regulations to secure a just valuation for taxation of all property, both real and personal. The General Assembly may exempt from property taxation any property in any of the following classes:

- (1) Property being used for municipal, educational, literary, scientific, religious, or charitable purposes.
- (2) Tangible personal property other than ~~property being held for sale in the ordinary course of a trade or business; property being held, used, or consumed in connection with the production of income or~~ property being held as an investment.
- (3) Intangible personal property.
- (4) **Tangible real property, including curtilage, used as a principal place of residence by an:**
 - (A) owner of the property;
 - (B) individual who is buying the tangible real property under a contract; or
 - (C) individual who has a beneficial interest in the owner of the tangible real property.

(b) The General Assembly may exempt any motor vehicles, mobile homes, airplanes, boats, trailers, or similar property, provided that an excise tax in lieu of the property tax is substituted therefor.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representatives Ulmer and Whetstone be added as coauthors of House Bill 1027.

KUZMAN

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Crosby the House adjourned at 2:20 p.m., this eleventh day of February, 2002, until Thursday, February 14, 2002, at 10:00 a.m.

JOHN R. GREGG

Speaker of the House of Representatives

LEE ANN SMITH

Principal Clerk of the House of Representatives